

UNITED STATES DISTRICT COURT

DISTRICT OF NEVADA

JASON A. MAHE,

Case No. 3:20-cv-00261-MMD-CLB

Plaintiff,

ORDER

v.

STATE OF NEVADA, *et al.*,

Defendants.

I. DISCUSSION

Plaintiff, who is an inmate in the custody of the Nevada Department of Corrections (“NDOC”), has filed an application to proceed *in forma pauperis* and has submitted an emergency temporary restraining order. (ECF Nos. 1, 1-1). Plaintiff has not filed a complaint in this matter.

Pursuant to Federal Rule of Civil Procedure 3, “[a] civil action is commenced by filing a complaint with the court.” Fed. R. Civ. P. 3. As such, the Court grants Plaintiff **thirty (30) days** from the date of this order to submit a complaint to this Court. The Court will defer a decision on the application to proceed *in forma pauperis* until Plaintiff submits a proper initiating document for this case.

II. CONCLUSION

For the foregoing reasons, IT IS ORDERED that a decision on the application to proceed *in forma pauperis* (ECF No. 1) is deferred.

IT IS FURTHER ORDERED that Plaintiff will submit a complaint to this Court within **thirty (30) days** from the date of this order.

IT IS FURTHER ORDERED that the Clerk of the Court will send to Plaintiff the approved form for filing a 42 U.S.C. § 1983 complaint and instructions for the same. The Clerk of the Court will also send Plaintiff a copy of his emergency temporary restraining order (ECF No. 1-1).

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1 IT IS FURTHER ORDERED that if Plaintiff does not timely comply with this order,
2 dismissal of this action may result.

3 DATED: May 4, 2020.

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6 UNITED STATES MAGISTRATE JUDGE
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